

**GARMIN®**

NOV 16 2004

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TO: USPTO
FAX #: (703) 872-9306
FROM: Devon A. Rolf, Assistant General Counsel—Intellectual Property
GARMIN International, Inc. (E-mail: devon.rolf@garmin.com)
DATE: November 16, 2004

FACSIMILE COVER SHEET (Page 1 of 4)

Re:

Mark D. Tompkins et al.
Serial No. 10/816,105
Filed: April 1, 2004

Atty. Dkt. No. 1528.011US3 (702.344)
Examiner: Hernandez, Olga
Group Art Unit 3661

SYSTEMS, FUNCTIONAL DATA, AND METHODS TO BIASING MAP MATCHING

Attached are Responsive Remarks and a Terminal Disclaimer in response to the outstanding Office Action dated August 27, 2004 for filing in connection with the above-referenced application. The Commissioner is hereby authorized to charge any fee which may be due, or credit any overpayment, to Deposit Account No. 501-791.

The information contained in this facsimile transmission is confidential and intended only for the use of the named addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please call the sender immediately at (913) 397-8200 and return the original message to us at the above address via mail. You will be reimbursed for the cost of the call and postage. Thank you.

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ATTORNEY'S DOCKET NO. 1528.011US3 (702.344)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark D. Tompkins, et al.

Ser. No. 10/816,105

Filed: April 1, 2004

SYSTEMS, FUNCTIONAL DATA, AND METHODS
TO BIASING MAP MATCHING)
)
) Examiner: Hernandez, Olga
)
) Art Unit: 3661
)
) Confirmation No. 8568
)

<p>CERTIFICATE OF MAILING 37 C.F.R. 1.8</p> <p>I hereby certify that this correspondence is being sent by first-class to TC 3600 at (703) 872-9326.</p> <p>11/16/2004 <i>[Signature]</i> Date</p>

RESPONSIVE REMARKSCommissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the outstanding Office Action dated August 27, 2004, the Examiner rejected pending claims 1-20 of the present application based upon non-statutory double patenting of claims 1-24 of U.S. Patent No. 6,546,335. Enclosed is a timely filed Terminal Disclaimer in compliance with 37 CFR 1.321(c), which should be sufficient to overcome the rejection. The charge for said Terminal Disclaimer in the sum of \$110 may be applied to Deposit Account No 501-791.

Accordingly, it is believed that this application is in condition for allowance.

Respectfully submitted,

[Signature]
Devon A. Rolf
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